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10 **UNITED STATES DISTRICT COURT  
 11 DISTRICT OF NEVADA**

12 ARCH INSURANCE COMPANY, a foreign  
 13 corporation,

14 Plaintiff,

15 v.

16 DANIEL HARDY, an individual; SCOTT  
 17 THAYER and CINDY THAYER, natural parents  
 and wrongful death heirs of the deceased, COLE  
 THAYER,

18 Defendants.

19 CASE NO. 2:23-cv-00370-CDS-EJY

20 **STIPULATION AND ORDER FOR  
 21 EXTENSION OF TIME TO  
 22 RESPOND TO COUNTERCLAIMS  
 23 OF DANIEL HARDY, SCOTT  
 24 THAYER AND CINDY THAYER**

25 **(First Request)**

26 Plaintiff Arch Insurance Company (“Arch”) and Defendants Daniel Hardy (“Hardy”), Scott  
 27 Thayer and Cindy Thayer (the “Thayers”) (collectively “Defendants”), by and through their  
 28 attorneys, hereby stipulate and request that the Court extend the time for Arch to respond to the  
 Counterclaims (ECF Nos. 13 and 15). The parties have stipulated to extend the response deadlines  
 to **May 10, 2023**. The original deadlines for Arch to file responses to these counterclaims are  
 April 26, 2023 for ECF No. 13 and April 27, 2023, at ECF No. 15. This is the parties’ first request  
 to extend time for Arch to respond to the counterclaims (ECF Nos. 13 and 15).

29 Good cause exists for requesting this stipulation at this time. The parties have been in  
 30 discussions on the potential resolution of the counterclaims, and on April 19, 2023, the parties came  
 31 to an agreement for Defendants to withdraw their counterclaims with prejudice in exchange for  
 32 Arch agreeing not to seek any of its fees and costs relating to the interpleader. It is the intent of the

1 parties to file a separate stipulation and order specifying in detail the agreement relating to the  
 2 withdrawal of the counterclaims and attorney's fees request. The parties are in the process of  
 3 finalizing the stipulation language, however additional time is needed for all parties to provide their  
 4 proposed changes and revisions. However, due to the fact that Arch's current deadlines to respond  
 5 to the counterclaims, the parties are requesting a new deadline of May 10, 2023, in order to get the  
 6 dismissal language finalized.

7 Dated: April 26, 2023

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41 IT IS SO ORDERED:

42   
 43 Layna J. Zouchak  
 44 UNITED STATES MAGISTRATE JUDGE

45 Dated: April 26, 2023